

**CONTROLLED SUBSTANCES BOARD MEETING
MAY 6, 2004 – MINUTES**

MEMBERS PRESENT: Yvonne M. Bellay, DVM; Robert H. Block; Cynthia Benning, R.Ph.; Doug Englebert, R.Ph.; Thomas Rudy, Ph.D.

STAFF PRESENT: Roxanne Peterson, Administrative Assistant; John Schweitzer, DRL Legal Counsel; Pamela Meicher, Bureau Assistant

GUESTS: Mike Grafton, DEA

CALL TO ORDER

Chair Cynthia Benning called the meeting to order at 9:00 a.m.

APPROVAL OF AGENDA

Addition:

SUA – Richard King, Necedah National Wildlife Refuge

MOTION: Thomas Rudy moved, seconded by Robert Block, to approve the agenda with additions. Motion carried unanimously.

APPROVAL OF MINUTES FROM MARCH 4, 2004

Page 3 – Change “contingent on current possession in line” to “contingent on current possession in line with application.”

MOTION: Dr. Rudy moved, seconded by Doug Englebert, to approve the March 4, 2004 minutes as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT

Ms. Peterson updated the Board on DRL construction, and explained the appointment process to the Board. The Board discussed its openings, who should fill the them, and how the process should be carried out.

SUA APPLICATION NON-COMPLIANCE

Ms. Benning raised questions concerning Board procedure when non-compliers do not provide the information requested by the Board. Ms. Benning agreed to speak with Kris Hendrickson and Mike Grafton to clarify the procedures and perhaps to create a form letter to send to non-compliers. Ms. Benning will bring a sample letter to the next meeting.

**SPECIAL USE AUTHORIZATION REVIEW – ROBERT HENDERSON –
MILWAUKEE PUBLIC MUSEUM**

Mr. Henderson at the Milwaukee Public Museum possesses five times the amount of ketamine he is authorized to have. The DEA previously seized his overstock. The Board stated that Mr. Henderson must find a pharmacy to take his extra ketamine. Mike Grafton offered to find a list of pharmacies that are willing to take the overstock. Ms. Benning agreed to speak with Kris Hendrickson about drafting a letter on this matter. It will be discussed at the next meeting.

**SPECIAL USE AUTHORIZATION REVIEW – JODI JILEK – IMMUNOSTAR, INC. –
RIVER FALLS, WI**

MOTION: Thomas Rudy moved, seconded by Doug Englebert, in favor of approving the SUA request of Jodi Jilek, Immunostar, Inc., River Falls, WI. Motion carried unanimously.

**PRESENTATION AND REVIEW OF SPECIAL USE AUTHORIZATION
APPLICATIONS THAT MAY BE RECEIVED IN THE BUREAU AFTER MAILING OF
AGENDA**

Richard King, Necedah National Wildlife Refuge

No justification was included in Mr. King's original request. He later amended his request to four vials.

MOTION: Yvonne Bellay moved, seconded by Thomas Rudy, in favor of approving the request of Richard King, Necedah National Wildlife Refuge, contingent on a change in application. Motion carried unanimously.

**DRL SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES,
ADMINISTRATIVE RULES AND LEGISLATION, INCLUDING 2003 ACT 272**

The Board discussed 2003 Act 272 and the use of DEA numbers to identify doctors, suppliers, and pharmacists. The legislation threatens the continued use of these numbers.

DOE MONTHLY DRUG THEFT AND LOSS REPORT

The Board discussed transit losses. Also discussed were state and federal reporting laws for lost drugs. Ms. Benning stated that the Pharmacy Examining Board prefers the federal version, which states that only "significant losses" should be reported. The Board noted that "significant" is not defined. Ms. Benning also discussed the need to register Pharmacy Technicians, which would allow for background checks. Concerns over inventory tracking were also discussed.

DRUG SUMMARY REPORTS

The Board discussed a new DEA attributes table for a national database. Summaries will most likely be broken down by state.

INFORMATIONAL ITEMS

Noted.

ADJOURNMENT

MOTION: Doug Englebert moved, seconded by Robert Black, to adjourn the meeting at 10:37 a.m. Motion carried unanimously.

Next meeting is August 5, 2004